

Date

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by AExpress Mail Post Office to Addressee@ service.

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Customer No.: 07278

Docket No: 02849/000G277-US0

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.:

09/454,770

Conf. No.: 4218

Applicant:

Clifford C. Thompson

G. A. U.:

3623

Filed:

December 3, 1999

Examiner:

Robinson Boyce, Akiba K.

For:

RESIDENTIAL AND BUSINESS LOGISTICS SYSTEM AND METHOD

#### **DECLARATION OF PRIOR INVENTION UNDER 37 C.F.R. 1.131**

March /9, 2005

Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

### I, CLIFTON C. THOMPSON, being duly sworn, say:

I am over 21 years of age and am the inventor of the subject matter described and 1. claimed in the above-referenced patent application.

2. I have read an Office Action mailed in connection with the above-referenced

patent application and understand that the rejection of each of the claims is based, in part, upon

the Patent Office's reliance on U.S. Patent No. 6,344,796 of Ogilvie et al. The '796 patent

claims priority from U.S. Provisional Application Serial No. 60/161,927, filed on October 28,

1999 (the "Effective Date of Ogilvie").

3. Prior to the Effective Date of Ogilvie, I had completed my invention as described

and claimed in the subject application in the United States.

4. As evidence that my work antedates the Effective Date of Ogilvie, I refer to

Invoice No. 291320, attached hereto as Exhibit A. Dates along with privileged information,

appearing in these documents have been redacted. Exhibit A documents on a single invoice the

efforts of my attorneys, and their interaction with me, the undersigned inventor, from a time prior

to the Effective Date of Ogilivie and ending with the constructive date of reduction to practice —

i.e., the filing of the present application.

5. I further declare that all statements made herein of my own knowledge are true

and that all statements made on information and belief are believed to be true; and further that

these statements were made with the knowledge that willful false statements and the like so

made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the

Appl. No. 09/454,770

APPEAL BRIEF

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United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Clifton C. Thompson

3 - 14 - 2004 Dated

Appl. No. 09/454,770 APPEAL BRIEF IN ACCOUNT WITH

# DARBY & DARBY

PROFESSIONAL

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FEDERAL ID NO. 13-2766173

CLIFF C. THOMPSON 2984 ST. BARNABAS CT. NAPLES, FL 34105

INVOICE # 291320

ATTN: CLIFF C. THOMPSON

CLIENT NUMBER 2849.

FOR PROFESSIONAL SERVICES RENDERED
IN CONNECTION WITH THE FOLLOWING MATTERS
THROUGH DECEMBER 31, 1999

RESIDENTIAL AND BUSINESS LOGISTICS SYSTEM AND METHOD U.S. PATENT APPLICATION PATENT NO. 09/454,770

MATTER NUMBER 0G277.

- O Conference with Mr. Thompson.
- O Take disclosure for delivery system concept
- O Conference with re: disclosure; draft claims; Telephone conference with client re: same.
- O Conference with and draft claims.
- O Draft patent claims.
- 0 Revise patent claims.
- Review and respond to e-mail from Mr. Thompson. Conduct patent search.
- Draft background of Invention.
- Draft detailed decription.
- O Continue drafting detailed descrition.
- O Continue drafting specification.
- Revise draft patent application.
- Review draft patent specification
- Revise and amend patent application.
- Review and revise specification; prepare drawing figure 1A; confer with

IN ACCOUNT WITH

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FEDERAL ID NO. 13-2766173

#### MATTER NUMBER 0G277.

- 0 Revise draft patent application.
- O Telephone conference with client.
- 0 Revise the draft patent application.
- 0 Email to client; confer with
- O Phone conference with Mr. Thompson and revise patent application accordingly.
- O Conference with client.
- O Conference with Mr. Thompson
- Final review of patent application; file same with U.S. Patent Office.
- Revise patent application, conference with Mr. Thompson, file application.

PROFESSIONAL SERVICES

COSTS ADVANCED

12/03/99 Patent Office fee for patent application

542.00

TOTAL COSTS ADVANCED

MATTER TOTAL

INTELLECTUAL PROPERTY LAW

IN ACCOUNT WITH

# DARBY & DARBY

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MISCELLANEOUS DISBURSEMENTS

MATTER NUMBER 00001.

COSTS ADVANCED

TOTAL COSTS ADVANCED

MATTER TOTAL

INVOICE TOTAL